

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF VERMONT

Stephen Bain,
Plaintiff

v.

File No. 1:07-cv-00116-jgm

John Gorczyk, Steven Gold,
Robert Hofmann, James Donnan,
Keith Tallon, Michael O'Malley,
Robert Arnell, David Boulanger,
Raymond Flum, Kevin Oddy,
Christopher Owens, Kathleen Lanman,
Dr. Susan Wehry, Dr. Erin Cody,
Dr. Kurns, Dr. Rouse, Dr. Leppman,
Dr. Kutler, Prison Health Services,
Inc., Correctional Medical Services,
State of Vermont, Vermont
Department of Corrections,
Defendants

ORDER

The Magistrate Judge's Report and Recommendation was filed December 3, 2010. Doc. 123. After de novo review and absent objection, the Report and Recommendation is AFFIRMED, APPROVED and ADOPTED. See 28 U.S.C. § 636(b)(1).

Defendants' motion for summary judgment on Plaintiff's remaining claim of retaliation (Doc. 113) is GRANTED and the case is DISMISSED.

SO ORDERED.

Dated at Brattleboro, in the District of Vermont, this 30th day of December, 2010.

/s/ J. Garvan Murtha

Honorable J. Garvan Murtha
Senior United States District Judge